

Adopted	Rejected
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## COMMITTEE REPORT

YES:	12
NO:	0

### MR. SPEAKER:

*Your Committee on Public Health, to which was referred Senate Bill 10, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete the amendment made pursuant to Senate Rule 33(c) on
- 2 motion of Senator Garton adopted March 3, 1999.
- 3 Page 1, between the enacting clause and line 1, begin a new
- 4 paragraph and insert:
- 5 "SECTION 1. IC 12-15-5-4 IS ADDED TO THE INDIANA CODE
- 6 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
- 7 UPON PASSAGE]: **Sec. 4. (a) The Medicaid program and the**
- 8 **program's agents, contractors, and vendors shall provide coverage**
- 9 **and reimbursement for outpatient single source legend drugs:**
- 10 **(1) in compliance with federal law under 42 U.S.C. 1396 et**
- 11 **seq. and IC 12-15-35; and**
- 12 **(2) based on the recommendations of the drug utilization**
- 13 **review board established under IC 12-15-35.**
- 14 **(b) The drug utilization review board shall adopt rules under**
- 15 **IC 4-22-2 to implement this section not later than December 31,**
- 16 **1999."**

- 1 Page 2, line 7, after "11." insert "(a)".
  - 2 Page 2, line 10, after "(1)" insert "**Except as provided in**
  - 3 **subsection (b),**".
  - 4 Page 2, line 10, delete "The" and insert "the".
  - 5 Page 2, line 11, delete "roduct" and insert "**product**".
  - 6 Page 2, between lines 36 and 37, begin a new paragraph and insert:
  - 7 "**(b) Notwithstanding subsection (a)(1), the following apply:**
  - 8 **(1) A pharmacist at a hospital licensed under IC 16-21 may fill**
  - 9 **a drug order for a legend drug with a drug product allowed**
  - 10 **under the hospital's policies and procedures for the use,**
  - 11 **selection, and procurement of drugs.**
  - 12 **(2) A pharmacist who fills a prescription for a legend drug**
  - 13 **must comply with IC 16-42-22 and IC 25-26-16.**".
  - 14 Page 5, after line 3, begin a new paragraph and insert:
  - 15 "**SECTION 11. An emergency is declared for this act.**".
  - 16 Renumber all SECTIONS consecutively.
- (Reference is to SB 10 as printed February 26, 1999, and as amended pursuant to Senate Rule 33(c) on motion of Senator Garton adopted March 3, 1999.)

**and when so amended that said bill do pass.**

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Representative Brown C